

Regular Session, 2010

SENATE BILL NO. 768

BY SENATOR MCPHERSON

MOTOR VEHICLES. Provides that last titled owner is responsible for costs assessed to tow and store an abandoned motor vehicle. (8/15/10)

AN ACT

To enact R.S. 32:473.1(D) and (E), relative to motor vehicles; to provide for the presumption of responsibility for an abandoned motor vehicle; to provide for the towing and storage of an abandoned motor vehicle; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 32:473.1(D) and (E) are hereby enacted to read as follows:

§473.1. Abandoned vehicle; removal

\* \* \*

**D. It shall be presumed that the last titled owner of the motor vehicle is responsible for the abandoned motor vehicle unless such owner provides adequate proof of sale of the abandoned motor vehicle. The last titled owner of the motor vehicle shall be responsible for all costs assessed for the towing and storage of the abandoned motor vehicle, unless adequate proof of sale is provided to the office of motor vehicles.**

**E. Removal of an abandoned vehicle in accordance with this Section by a tow truck operator shall not be considered a rotation call by the appropriate**

1            **law enforcement agency as set forth in R.S. 32:1735(C). The tow truck operator**  
2            **shall not lose its place in the rotation call list for the recovery of an abandoned**  
3            **motor vehicle in accordance with this Section.**

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Christopher D. Adams.

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DIGEST

Present law provides the procedure in removing an abandoned motor vehicle.

Proposed law provides the last titled owner of the motor vehicle is presumed responsible for an abandoned motor vehicle and will be responsible for all costs assessed for towing and storing the abandoned motor vehicle, unless adequate proof of sale is provided to the office of motor vehicles.

Proposed law provides that a tow truck operator called by the appropriate law enforcement agency to remove an abandoned motor vehicle will not lose its place in the rotation call list for such a recovery.

Proposed law otherwise retains present law.

Effective August 15, 2010.

(Adds R.S. 32:473.1(D) and (E))